

AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                      : ss.:  
COUNTY OF NEW YORK    )

J. A. Dimalanta, being first duly sworn, deposes and states:

1. I am employed by the firm of McDERMOTT & RADZIK, LLP, attorneys Plaintiff herein. I am not a party to this action and am over 18 years of age.

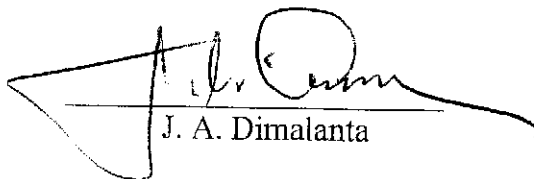
2. On October 22, 2007, I served by mail a copy of the following:

**FIRST AMENDED COMPLAINT**

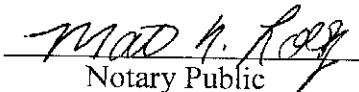
upon:

William I. Aronwald, Esq.  
Aronwald & Pykett  
Attorneys for Defendant  
81 Main Street – Suite 450  
White Plains, New York 10601

at the address designated by said attorneys for that purpose, by depositing a true copy of same enclosed in a postpaid, properly addressed wrapper in an official depository under the exclusive care and custody of the United States Postal Services within the State of New York.

  
J. A. Dimalanta

Sworn to before me this  
22<sup>nd</sup> day of October 2007

  
Notary Public

**MATTHEW T. LOESBERG**  
Notary Public, State of New York  
No. 02106051626  
Qualified in New York County  
Commission Expires 12-9-2010